

UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK

In re

MOTORS LIQUIDATION COMPANY
f/k/a GENERAL MOTORS CORP, *et al.*,

Debtors.

Chapter 11

Case #2009-50026-REG
(Jointly Administered)
Judge Robert E. Gerber

CLAIM NUMBERS OF THE COURT:
#1745 and #1746

CLAIM NUMBERS OF THE CLAIMS AGENT:
filed 10/09/09=7617
filed 10/09/09=7618

NOTICE OF FILING, BY THE CREDITOR, RICHARD E. BIRDSALL,
THAT THE AMENDED CAPPING CLAIM LETTER, OF RICHARD
BIRDSALL, WAS SERVED, TODAY, 10/21/10

Claimant, Richard Birdsall, by and through his undersigned attorney,
hereby files this Notice of Filing with the Court and with all parties.

1. In accordance with the ADR Procedures entered in the order of this Court on or about Feb. 10, 2010, all parties are hereby advised that Richard Birdsall served his Amended Capping Claim Letter, this date, in accordance with the Form Capping Claim Letter supplied in the said motion and order. This Notice of Filing is hereby filed and served pursuant to 11 U.S.C. 102(1)(B), U.S. Bankruptcy Code. Unless there is a demand for a hearing, on this issue, by a party who has proper standing, the subject Amended Capping Claim Letter, of Richard Birdsall, served

today, is deemed to be in compliance with the said order of this Court and the prescribed ADR procedures.

2. Although the actual damages of this claimant do exceed the amount stated in his Amended Capping Claim Letter, the claimant, after extensive contemplation with counsel, desires to make use of this “innovative, cost efficient, speedy method of resolving disputes other than adjudication by a presiding judge.” General Order M-211. Mr. Birdsall requests that this anticipated ADR Procedure will entail a maximization of his recovery for the severe injuries of Richard Birdsall in accord with the demand contained in his Amended Capping Claim Letter. Adelphia Communications Corp., 368 B.R. 140, 273 n.203 (Bankr. S.D.N.Y. 2007).

CERTIFICATION OF SERVICE

I HEREBY CERTIFY that this Notice has been served upon Vito Genna, Clerk of the U.S. Bankruptcy Court, Southern District of New York, One Bowling Green, New York City, NY 10004 and all the below-listed parties by electronic filing and in accordance with Gen. Order M-182, today, Oct. 21, 2010 and that the Amended Capping Claim Letter was served electronically and by mail, in accord with the above-mentioned Court Orders, upon Carrienne Basler, Motors Liquidation Co, 500 Renaissance Center, Ste. 1400, Detroit, Michigan 48243 (cbasler@alixpartners.com) and Pablo Falabella, Esq., Weil, Gotshal & Manges, LLP, 767 Fifth Ave., New York, NY 10153 (Pablo.falabella@weil.com).

1. The Garden City Group, Inc., ATTN: Motors Liquidation Co. Claims Processing, 5151 Blazer Parkway, Suite A., Dublin, Ohio, 43017;
2. Attorneys for the Debtor, Weil, Gotshal & Manges, Esqs., Attention Harvey Miller, Esq., S. Karotkin, Esq & J. Smolinsky, Esq., 767 Fifth Ave., New York City, NY 10153;
3. Office of the U.S. Trustee, Attention Diana G. Adams, Esq., 33 Whitehall Street, 21st Floor, New York City, NY 10004;
4. Attorneys for the Committee of Unsecured Creditors, Kramer, Levin, Esqs., Attn: T. Moers, Esq., Amy Caton, Esq & L. macksoud, Esq & J. Sharret, Esq., 1177 Avenue of the Americas, New York City, NY 10036;
5. The debtors, c/o Motors Liquidation Co., 500 Renaissance Ctr. Suite 1400, Detroit Mich., 48243, Attn: Ted Stenger;
6. General Motors, LLC., 400 Renaissance Ctr., Detroit, Mich. 48265, Attn L. S. Buonomo, Esq.;
7. Cadwalader, Wickersham & Taft, LLP., One World Fin. Ctr. N.Y., N.Y., 10281, Attn: John J. Rapisardi, Esq.;
8. U.S. Dept. of Treasury, 1500 Pennsylvania Ave., N.W., Rm 2312, Washington, D.C., 20220, Attn: J. Samarias, Esq.;
9. Vedder, Price, P.C., 1633 Broadway, 47th Floor, N.Y., N.Y., 10019, Attn: Michael Edelman, Esq. & M. Schein, Esq.;
10. U.S. Attorney's Office, S.D.N.Y., 86 Chambers St., 3rd Floor, N.Y. N.Y., 10007, Attn: David Jones, Esq & Nat Kuehler, Esq.;
11. Caplan & Drysdale, Chartered, 375 Park Ave., 35th Floor, N.Y., N.Y., 10152-3500, Attn Elihu Inselbuch Esq. & Rita Tobin, Esq. and One Thomas Cir., N.W., Suite 1100, Washington D.C. 20005, Attn: T. Swett, III, Esq. & K. Maclay, Esq.;
12. Stutzman, Bromberg, Esserman & Plifka, 23232 Bryan St., Suite 2200, Dallas, Tex., 75201 Attn: S. Esserman, Esq & R. Brousseau, Esq.



EDWARD S. DONINI, ESQ.

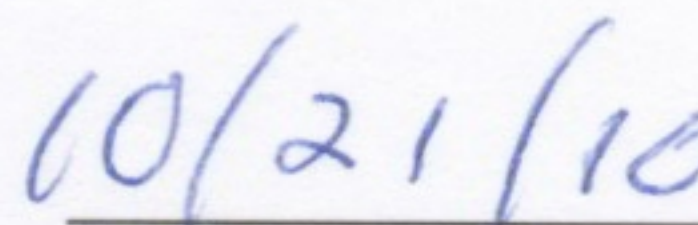
Fla. Bar # 0984787

P.O. Box 605

New Smyrna Bch., FL 32170

Tel.: (386) 760-1941

Attorney for Creditor Richard Birdsall



DATE